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May 10, 2013

Via Facsimile 914-390-4278

Honorable Cathy Seibel
United States District Judge
Southern District of New York
Hon. Charles L. Brieant Jr. Federal
Building and United States Courthouse
300 Quarropas St.
White Plains, NY 10601-4150

**Re: In re Mirena IUD Product Liability Litigation
No. 13-MD-2434 (CS)**

Dear Judge Seibel:

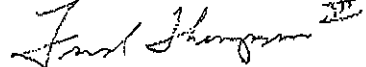
Please find attached Plaintiff's Position Statement and a spreadsheet listing all Related Cases pursuant to Order No. 1. By copy of this letter, we are copying counsel for Defendant with same.

Please do not hesitate to contact us should you have any questions. With kindest regards, I am

Very truly yours,

Proposed Co-Lead Counsel

MOTLEY RICE LLC


Fred Thompson, III

ANAPOL SCHWARTZ

/s/ James R. Ronca

James R. Ronca

PARKER WAICHMAN LLP

/s/ Matthew McCauley

Matthew McCauley


SEEGER WEISS LLP

/s/ Diogenes P. Kekatos

Diogenes P. Kekatos

Enclosures

cc: James Shepherd, Esq. (via e-mail)
Marie S. Woodbury, Esq. (via e-mail)
Shayna Cook, Esq. (via e-mail)
All Plaintiff Counsel (via e-mail)

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Motley Rice LLP operates the California office.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

IN RE:
MIRENA IUD PRODUCTS LIABILITY LITIGATION
MDL 2434

**PLAINTIFFS' POSITION
STATEMENT**

This Document Relates to All Actions

X

Mirena is an intrauterine contraceptive system ("IUS") currently manufactured and sold by Bayer Healthcare Pharmaceuticals, Inc., ("Bayer").¹ Mirena is designed to achieve contraception by interacting with the uterine environment and emitting a progestin into the uterus for a period of five years, after which Bayer does not guarantee its efficacy. Bayer promotes the product as being safe and effective, as well as easily removable by a physician at any time users choose, purportedly allowing a quick return to fertility. Mirena was approved as a drug, not a device, under section 505(b) of the Food, Drug and Cosmetic Act because of the Levonorgestrel ("LNG"), a synthetic progestogen, it emits from the IUS reservoir. As such, Mirena did not undergo premarket approval or 510k approval.

Mirena is placed in the uterus by a physician, or other healthcare provider such as a nurse midwife or nurse practitioner, with the use of an insertion tool provided by the manufacturer. Once Mirena is placed, the inserter is discarded. Two threads attached to the stem of Mirena serve the purpose of helping determine whether Mirena is situated properly within the uterus and assist in vaginal removal of the IUS. Mirena's package information states that Mirena may be removed at any time by "applying gentle traction on the threads with forceps."

Mirena is intended to provide an initial release rate of 20 µg/day of LNG. Over the course of the five years in which Mirena is intended to remain placed, the LNG gradually

¹ The instant Position Statement was prepared by the Proposed Lead Counsel but circulated to all interested Plaintiffs' counsel for review and comment.

decreases to an amount of approximately half of the original daily release amount. According to the manufacturer, it is unclear how pregnancy is prevented by Mirena, but the prescribing information suggests several mechanisms: "thickening of cervical mucus preventing passage of sperm into the uterus, inhibition of sperm capacitation or survival, and alteration of the endometrium." The packaging information states that "Mirena is recommended for women who have had at least one child" without further explanation.



Figure 1: Mirena consists of a T-shaped polyethylene frame measuring 32 mm by 32mm with a steroid reservoir around a vertical stem. A monofilament string attaches to the vertical stem. The reservoir contains 52 mg of levonorgestrel.

Plaintiffs in this litigation claim that the Defendant failed to warn them of the potential for serious injury associated with normal use of Mirena—specifically, spontaneous migration after proper insertion and subsequent embedment in or perforation of the uterus, or other injuries related to the migration. Each Plaintiff claims to have experienced a successful Mirena insertion without any indication of physician error or complication that could lead to uterine perforation or other injury related to insertion. Plaintiffs also claim objective evidence of appropriate placement of Mirena within the uterine cavity, either by Mirena string check, ultrasound, x-ray, or physician confirmation. Finally, each Plaintiff claims an injury related to the subsequent finding that Mirena embedded into, migrated, and/or perforated the uterine lining, requiring surgical removal. In many other actions, Mirena has migrated towards vital organs and exploratory surgery revealed that removal could further seriously endanger the plaintiff's health. In those cases, future diagnostic surveillance is required. Plaintiffs claim that the design of

Mirena contributes to the IUS's ability to spontaneously embed into, migrate and/or perforate the uterus.

The Mirena label has undergone a number of changes since its introduction in 2001 but as will be established by the plaintiffs, the changes fail to fully advise users of known risks associated with the product. The initial, or "launch," label contained a very limited warning in the "Perforations" section that read:

An IUD may perforate the uterus or cervix, **most-often during insertion** although the perforation may not be detected until some time later.

(Emphasis added.) In April 2008, Bayer changed the "Perforations" section of the label to read as follows:

An IUD may perforate the uterus or cervix, **most often during insertion** although the perforation may not be detected until some time later. . . . Delayed detection of perforation may result in migration outside the uterine cavity, . . .

(Emphasis added.) In July 2008, the Mirena label "Perforations" section changed again, this time with Bayer removing "most often" from the language:

Perforation or penetration of the uterine wall or cervix may occur **during insertion** although the perforation may not be detected until some time later. . . . Delayed detection of perforation may result in migration outside the uterine cavity, . . .

(Emphasis added.) The "Highlights of Prescribing Information," located on the first page of the Mirena package label, was revised in October 2009, and added language to the Warnings and Precautions Section: "Perforation may occur during insertion. Risk is increased in women with fixed retroverted uteri, during lactation, and postpartum." The Precautions Section in the label itself remains unchanged from July 2008.

At no time since the introduction of Mirena to the market has the label, prescribing information, or patient information included any indication that spontaneous perforation may occur with use of the product.

Bayer did, however, increase its marketing effort to "busy moms" and others that failed to provide adequate warnings about the known risks of spontaneous migration of Mirena. On March 26, 2009, Bayer was cited by the Food and Drug Administration (FDA) because of Bayer's material misrepresentations and omissions regarding the efficacy of Mirena without providing "any" risk information. Less than nine months later, in December 2009, the FDA again issued a Warning Letter to Bayer for its "Mirena Simple Style Statements Program." The Bayer promotion targeted "busy moms" and misrepresented Mirena as a contraceptive that would purportedly increase intimacy, sexual spontaneity, and increased libido. Among other issues, this questionable promotional program failed to disclose many risks associated with Mirena use. In both instances, the Division of Drug Marketing, Advertising and Communications ("DDMAC") requested that Bayer immediately cease dissemination of the misleading promotional materials. As will be established, many plaintiffs specifically requested this contraceptive product over others because of Bayer's aggressive direct-to-consumer marketing efforts.

In June of 2010, Bayer and Health Canada issued a joint safety statement stating that women in the US and Canada reported injuries related to use of Mirena. Specifically the statement said:

Uterine perforation is a rare, but serious complication associated with intrauterine contraceptive devices, and occurs at a rate between 1/1,000 and 1/10,000 insertions. Bayer Inc. continues to receive post-market reports of uterine perforation associated with the use of MIRENA[®]. Some cases of uterine perforation were not detected during or immediately after the insertion. The risk of perforation may be increased with use in the post-partum period, during lactation, and in women with an atypical uterine anatomy

(such as fixed retroverted uterus). Uterine perforation may occur with MIRENA® at the time of insertion or after the insertion with limited clinical symptoms.

The first known Mirena case was filed in January 2011 and was transferred to the MDL from the U.S. District Court for the District of South Carolina, Florence Division. (*Kelli and Justin Baugh v. Bayer Health Care Pharmaceuticals*, No. 4:11-cv-00525). While the *Baugh* case is procedurally more advanced than other filed Mirena actions, the discovery conducted in that matter suffers from limitations of the period during which Ms. Baugh was exposed to Mirena. Minimal documents were also produced in *Osborne v. Bayer Corporation*, No. 5:11-cv-00421, and are similarly limited. With the exception of less than 125,000 documents produced by the Defendants in these two cases, consisting primarily of the New Drug Application ("NDA") and the Investigational New Drug Application ("IND"), and comprised of custodial files of only six individuals, no discovery has been undertaken in any other MDL action. This extremely limited document production in these cases is merely a starting point and not nearly what is required for the thousands of cases expected to be filed in this MDL. Since the production of the custodial files, Plaintiffs have discovered that the defense-suggested custodians are not appropriate for the entire time period covering each Plaintiff's claim. Further, these documents were produced under an expedited discovery schedule where Plaintiff's counsel had more limited resources than available in an MDL. Additionally, Plaintiffs contend the document productions are incomplete and will necessitate additional discovery and additional production of documents, likely to be voluminous.

Attached to this Position Statement is a list of all related cases pending in state or federal court, providing the status for each.

PENDING FEDERAL MIRENA ACTIONS							
	CASE NAME	INDEX NO.	COURT	STATUS	TRANSFERRED TO FOMBI	DISCOVERY TAKEN	PENDING MOTIONS
1	JENNIFER VEZINA	7:13-cv-02580	S.D.N.Y.	Active	YES	None	None
2	NICOLE ALMEIDA	7:13-cv-02577	S.D.N.Y.	Active	YES	None	None
3	STEPHANIE BARNETT, et al.	7:13-cv-02323	N.D. Oh.	Active	YES	None	None
4	KYMBRA M. McLAUGHLIN & ADAM McLAUGHLIN	7:13-cv-01748	S.D.N.Y.	Active	YES	None	None
5	JULIE CANTOR MILLER and JONATHAN MILLER	7:13-cv-01168	S.D.N.Y.	Active	YES	None	None
6	SHANIQUE E. MURPHY	7:13-cv-00773	S.D.N.Y.	Active	YES	None	None
7	JESSICA R. CARUTHERS	6:13-cv-01144	D. Kan.	Stayed	NO	None	None
8	SANDRA HARMON, LESTER HARMON, CAROL TURNER, CELINA MARTIN	6:13-cv-00089	E.D. Ky.	Active	NO	None	None
9	JAQUAYLA KELLY	5:13-cv-00994	N.D. Oh.	Active	YES	None	None
10	ROSY GOMEZ	5:13-cv-00598	C.D. Ca.	Active	NO	None	Joint Motion to Stay
11	KALAKI CLARKE	5:13-cv-00377	C.D. Ca.	Active	YES	None	None

12	SHEENA MONTANO-PADILLA	5:13-cv-00227	C.D.Ca.	Active		YES	None	None
13	PATRICIA VILLARREAL	5:13-cv-00224	W.D.Tx.	Stayed		NO	None	None
14	CARRIE RICHARDS OSBORNE & EDWARD JASON OSBORNE	5:11-cv-00421	M.D.Ga.	Active		YES	None	None
15	JERILYN DUDLEY	4:13-cv-01410	N.D.Ca.	Stayed		NO	None	None
16	REBECCA WOJCIWICZ	4:13-cv-00696	N.D.Oh.	Active		NO	None	None
17	JESSICA REED	4:13-cv-00580	E.D.Mo.	Active		NO	None	None
18	TIFFANY M. YARBOROUGH	4:13-cv-00332	D.S.C.	Active		YES	None	None
19	MELISSA PRICE	4:13-cv-00061	E.D.N.C.	Active		YES	None	None
20	KELLY L. DANIEL & LEWIS B. DANIEL	4:13-cv-00021	S.D.Ga.	Active		YES	None	None
21	SUSAN HARP	4:13-cv-00004	E.D.Ar.	Active		YES	None	None
22	SIRIA GONZALEZ	4:12-cv-01412	S.D.Tx.	Active		NO	None	None
23	KELLI BAUGH & JUSTIN BAUGH	4:11-cv-00525	D.S.C.	Active		YES	Discovery stayed	None
24	MARIA LOPEZ	3:13-cv-50102	N.D.Ill.	Stayed		NO	None	None
25	MIRIAM CRUZ	3:13-cv-00543	N.D.Ca.	Active		YES	None	None
26	NICOLE BAKER	3:13-cv-00490	N.D.Ca.	Active		YES	None	None

27	DANIKA VANDEN BOSCH, JACKLYN HOGUE, MARIAH RICE, CHARLOTTE HENDERSON & NAZA KESEROVIC	3:13-cv-00431	W.D.Ky.	Active	YES	None	None
28	BRANDYN N. SCOTT	3:13-cv-00406	W.D.Ky.	Active	NO	None	None
29	CHASSITY R. KIMBROUGH	3:13-cv-00281	S.D.Ill.	Stayed	NO	None	None
30	REBECCA FORET	3:13-cv-00195	S.D.Ill.	Active	YES	None	None
31	MELODY WILLIAMS, et al.	3:12-cv-02669	S.D.Ca.	Active	YES	None	None
32	KARA SWEET & BRANDON SWEET	3:12-cv-00839	W.D.Ky.	Active	YES	None	None
33	BONNIE DANNER	2:13-cv-03156	C.D.Ca.	Active	NO	None	None
34	KAREN HORNER	2:13-cv-02592	D.N.J.	Active	NO	None	None
35	MAYERLYS PAYARES	2:13-cv-02591	D.N.J.	Active	NO	None	None
36	MELISSA JONES	2:13-cv-02528	E.D.La.	Active	YES	None	None
37	MELISSA HARDING	2:13-cv-02505	E.D.Pa.	Active	NO	None	None
38	LAURIE NORDMAN	2:13-cv-02486	C.D.Ca.	Active	NO	None	None
39	YSABEL TORRES	2:13-cv-02249	D.N.J.	Active	YES	None	None
40	SHELONDIA D. WINSTON	2:13-cv-02060	C.D.Ill.	Stayed	NO	None	None

41	JENNIFER S. WILSON	2:13-cv-01596	D.N.J.	Active		YES	None	None
42	JENNIFER S. WILSON	2:13-cv-01596	D.N.J.	Active		NO	None	None
43	MINYONNA P. WATSON	2:13-cv-01595	D.N.J.	Active		YES	None	None
44	SHAQUALYA REYNOLDS	2:13-cv-01532	D.N.J.	Active		YES	None	None
45	CYNTHIA SOLANO	2:13-cv-01530	E.D.Pa.	Active		NO	None	None
46	GORINA WEIMANN	2:13-cv-00677	E.D.Pa.	Active		YES	None	None
47	SHELLY CHOW	2:13-cv-00586	D.N.J.	Active		YES	None	None
48	BRIANNA STEELE	2:13-cv-00528	E.D.La.	Active		YES	None	None
49	ANGELA BENSON, JONATHAN DOYLE, JR., SUMMER ARY and JAMES ARY	2:13-cv-00527	E.D.La.	Active		YES	None	None
50	BRANDY SHIPP & BENJAMIN SHIPP	2:13-cv-00520	E.D.Pa.	Active		YES	None	None
51	OLIVIA SMITH & NATHAN SMITH	2:13-cv-00519	E.D.Pa.	Active		YES	None	None
52	DANIELLE DOMINIE	2:13-cv-00518	E.D.Pa.	Active		YES	None	None
53	BRITTANY AGERTON	2:13-cv-00517	E.D.Pa.	Active		YES	None	None
54	TRICIA PRENDERGAST	2:13-cv-00450	E.D.Pa.	Active		YES	None	None
55	GHISELLE WATSON	2:13-cv-00212	E.D.La.	Active		YES	None	None

56	JAMIE LYNN WELLS & JAMES T. WELLS	2:13-cv-00115	D.S.C.	Active	YES	None	None
57	SUANNET VELZQUEZ	1:13-cv-10237	D. Mass.	Active	YES	None	None
58	REBECCA L. MEHRER	1:13-cv-01766	N.D.Ill.	Stayed	NO	None	None
59	JENNIFER BRISKEY & JUSTIN BRISKEY	1:13-cv-01523	N.D.Ga.	Active	NO	None	None
60	AMANDA THOMPSON	1:13-cv-01317	D. Md.	Active	NO	None	None
61	TENISHA JENNINGS	1:13-cv-00807	D. Md.	Active	NO	None	None
62	ANDREA E. LUKACS	1:13-cv-00577	N.D.Ill.	Active	YES	None	None
63	MARGARITA S. KRNCEVIC	1:13-cv-00531	N.D.Oh.	Stayed	YES	None	None
64	KATIAN COOK	1:13-cv-00302	S.D.Ga.	Active	YES	None	None
65	DENECIA BANKS and RANDON DUNN	1:13-cv-00299	N.D.Ga.	Active	YES	None	None
66	CASSIE HALTON	1:13-cv-00174	D.R.I.	Active	YES	None	None
67	BRANDIE PEETS & KEVIN PEETS	1:13-cv-00156	S.D.Oh.	Active	YES	None	None
68	KRISTIE B. DONOVAN	1:13-cv-00147	W.D.N.Y.	Active	YES	None	None
69	DESAREE NICOLE LEE JOHNSON	1:12-cv-00852	S.D.Oh.	Active	YES	None	None

70	PRISCILLA SAMMONS	0:13-cv-01016	D. Minn.	Active		YES	None	None
71	MARINA SCHOEBERL	0:13-cv-01014	D. Minn.	Active		YES	None	V
72	BROOKLYN G. JONES	0:13-cv-01007	D. Minn.	Active		YES	None	None
73	PEGGY GREEN	0:13-cv-00982	D. Minn.	Active		YES	None	None
74	HEATHER M. MEYER	0:13-cv-00981	D. Minn.	Active		NO	None	None
75	STACY FOWLER	0:13-cv-00980	D. Minn.	Active		NO	None	None
76	MAYRA CASTILLO	0:13-cv-00390	D. Minn.	Active		YES	None	None
77	AMBER GOSS and ROBERT GOSS	0:13-cv-00207	D. Minn.	Active		YES	None	None

NEW JERSEY STATE COURT ACTIONS PENDING CONSOLIDATION						
CASE NAME	INDEX NO.	COURT	STATUS	TRANSFERRED TO MDL	DISCOVERY TAKEN	PENDING MOTIONS
1 JENNIFER SCHROEDER	MRS - L - 3163-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
2 ELIZABETH TOUPS	MRS - L - 3162-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
3 ALYSON LEE LUNT ROMNEY and ADAM ROMNEY	MRS - L - 3153-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
4 ASTIN WEBSTER and DONALD HURST	MRS - L - 3150-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
5 SHANELLE AMOS and TERRANCE AMOS	MRS - L - 3149-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
6 ROBIN MELVIN	MRS - L - 2997-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
7 CARLY NICOLE VALENCIANO and AARON R VALENCIANO	MRS - L - 2929-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
8 KAYLA HOLLAND	MRS - L - 2928-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
9 MEGAN ANN PERZIA	MRS - L - 2927-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
10 CASEY ANN HENDERSON	MRS - L - 2809-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
11 DANA M. MASCARO	MRS - L - 2724-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
12 BETSY LANDERS	MRS - L - 2723-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
13 SARAH MARIE KELLY	MRS - L - 2721-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
14 MONTANA POWELL	MRS - L - 2720-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
15 SHAZTA RAE BASSETT and WILLIAM KMIEC	MRS - L - 1964-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
16 ERIN MARIN TIERNEY and MARK TIERNEY	MRS - L - 1963-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
17 PRINCESS E. MASHALA	MRS - L - 1910-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None

18	JAYME L. BUCHER and BRANDON BUCHER	MRS - L - 1830-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
19	JESSICA MARIE THOMAS and ROWDY THOMAS	MRS - L - 1829-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
20	JENNIFER RENEE SIMON and RYAN DALE SIMON	MRS - L - 1827-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
21	SHAREE MARK CHU SCHWANTZ and CHARLES MACON THOMAS SCHWANTZ	MRS - L - 1826-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
22	PATRICIA REID and SAMUEL B. REID	MRS - L - 1823-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
23	ANGELA GAYLE OAKLEY and B. KEITH OAKLEY	MRS - L - 1822-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
24	ASHLEIGH NICOLE HALL and CRAIG L. HALL	MRS - L - 1818-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
25	SUZI GLUCK	MRS - L - 1817-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
26	KIMBERLY D. ELLIOTT	MRS - L - 1816-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
27	MICHELE LEE FOWLER and DAVID F. FOWLER	MRS - L - 1815-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
28	SAMANTHA ANN BARNETT	MRS - L - 1665-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
29	CARRIE ELIZABETH MADDEN	MRS - L - 1263-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
30	JOY VIOLA HOLT	MRS - L - 1262-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
31	SAMANTHA LYNN DEMASTUS	MRS - L - 1108-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
32	KELSIE DENTON	MRS - L - 1206-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
33	DONNA SHATTO	MRS - L - 1167-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
34	CONSENTIA EDMISTON	MRS - L - 1166-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None

35	KATELIN S. LEE	MRS - L - 1039-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
36	MARIE CANTELLI and PETER EDWARD CANTELLI	MRS - L - 1006-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
37	BRITTANY PIAZZA	MRS - L - 0981-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
38	LATOYA L. SCOTT	MRS - L - 0962-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
39	NATASHIA L. SNYDER	MRS - L - 0961-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
40	KATARINA A. SIMPSON	MRS - L - 0938-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
41	ERNESTINE AYISSI	MRS - L - 0924-12	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
42	SAMANTHA LEIGH JASKIEL	MRS - L - 0916-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
43	DEDRA MEEKINS	MRS - L - 0856-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
44	SHOSHANA BLOCH	MRS - L - 0795-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
45	KRISTY OLSON	MRS - L - 0794-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
46	SHI MUNOZ	MRS - L - 0790-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
47	BARBARA WHILHITE and JASON L. WILHITE	MRS - L - 0785-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
48	KALA NUGENT	MRS - L - 0769-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
49	NICHOLA ELAINE DOTSON and DEVON DASHAUN DOTSON	MRS - L - 0733-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
50	REYANNE BRUMLEY	MRS - L - 0714-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
51	RHONDA LYNNE ARRINGTON and BRIAN J. ARRINGTON	MRS - L - 0713-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
52	LEA MARIE GOMEZ	MRS - L - 0695-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
53	JESSICA HAMMETT and DREW HAMMETT	MRS - L - 0628-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None

54	JACOBY GIBSON	MRS - L - 0592-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
55	STEPHANIE SHIFFLETT	MRS - L - 0591-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
56	STEPHANIE PERDUE and AARON PERDUE	MRS - L - 0579-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
57	AMANDA CHEREE LOYD	MRS - L - 0561-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
58	CASSIE MARIE BEYER	MRS - L - 0560-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
59	BRYTTANY WRIGHT	MRS - L - 0553-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
60	CASSANDRA MARIE BENNETT	MRS - L - 0552-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
61	ESMERALDA MEDEL MARQUEZ	MRS - L - 0551-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
62	AMY E. SMITH and HUNTER SMITH	MRS - L - 0550-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
63	TANESHA D. ROBINSON and DEMARI ROBINSON	MRS - L - 0549-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
64	NELL SAAB	MRS - L - 0548-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
65	ROCHRATA BRADLEY	MRS - L - 0491-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
66	CAROL KIRKLAND	MRS - L - 0488-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
67	ADRIENNE BARNES	MRS - L - 0487-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
68	AUTUMN HARRIS	MRS - L - 0486-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
69	JESSICA R. COFFEY JONES	MRS - L - 0469-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
70	REBECCA EAGLE	MRS - L - 0468-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
71	MEGAN MARIE BLOCK	MRS - L - 0445-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
72	HEATHER LEE BESELER and MICHAEL BESELER	MRS - L - 0434-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
73	HEATHER HANSEN and JEFF HANSEN	MRS - L - 0433-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
74	BRITNEY NICOLE BREWINGTON	MRS - L - 0432-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None

75	CROMER et al.	MRS - L - 0396-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
76	ARIANE DUBERRY	MRS - L - 0373-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
77	YOLANDA PARKER	MRS - L - 0372-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
78	CARRIE SMITH and JASON L. SMITH	MRS - L - 0371-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
79	BRITTANY WILLIAMS McCLAIN and MICHAEL McCLAIN	MRS - L - 0312-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
80	MASHELL FERRIS	MRS - L - 0274-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
81	AMBROCIA CASTANEDA	MRS - L - 0273-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
82	MARQUISHA ELMORE and DUPREE ELMORE	MRS - L - 0272-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
83	CARMEN SALINAS	MRS - L - 0271-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
84	ALEJANDRINA ORTIZ and RAFAEL ORTIZ	MRS - L - 0236-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
85	TYRA BEAVER and KEVIN BEAVER	MRS - L - 0222-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
86	BRENDA TILLET	MRS - L - 0171-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
87	TARRIN THOMAS	MRS - L - 0170-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
88	REEM ABDUL FATTAH	MRS - L - 0161-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
89	GALE WETZLER	MRS - L - 0125-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
90	BRIANA MORIAN and FREE MORIAN	MRS - L - 0119-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
91	KRISTINE RENE BRUMFIELD ORMAN	MRS - L - 0062-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
92	AMANDA KAY ROSS and DENNIS WILLIAM ROSS	MRS - L - 0060-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
93	JADA RAE BELL and RYAN BELL	MRS - L - 0041-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
94	CARMEN OLIVIA LOPEZ	MRS - L - 0040-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None

95	MELISSA ANN JARAMILLO	MRS - L - 0038-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
96	YARNELL LINETTE BATES	MRS - L - 0037-13	N.J. Sup. Ct., Morris Cty.	Pending Decision of Motion for Coordination	N/A	None	None
97	BETH EVANS	BER - L - 2732-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
98	SHARON MAYHEW	BER - L - 2372-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
99	DARLENE LAURENCIN	BER - L - 2342-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
100	AMBER CUNDIFF	BER - L - 2270-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
101	KASSIE PEREZ	BER - L - 2226-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
102	GINA FRANO	BER - L - 2137-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
103	SHARON M. BLUE	BER - L - 2116-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
104	TAMMY DeLEON	BER - L - 1605-13	N.J. Sup. Ct., Bergen Cty.	Pending Decision of Motion for Coordination	N/A	None	None
105	BRIANNE ANDERSON- HARRIS	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
106	TYANNA DODSON	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
107	MARLENA HAMILTON	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
108	KATRINA HERRON	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
109	CLAUDIA JEZIORO	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
110	LILLIAN MCGUIRE	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
111	KIMBERLY THOMPSON	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
112	BRENDA TILLET	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None
113	NICOLE TOLIVER, et al	Unknown	Unknown	Pending Decision of Motion for Coordination	N/A	None	None

MISSOURI STATE COURT ACTIONS						
1	KEISHA ALLEN et al.	1322-CC00276	Mo. Cir. Ct.	Active	N/A	None
2	LISA COLLINS et al.	1322-CC00276	Mo. Cir. Ct.	Active	N/A	None
3	STEPHANIE FAIRBRASS	Unknown	Mo. Cir. Ct.	Active	N/A	Plaintiff has responded to interrogatories and request for production from co-defendants
4	JESSICA STOKER	Unknown	Mo. Cir. Ct.	Active	N/A	None
NEW YORK STATE COURT ACTIONS						
1	CELINE WINANS, JON WINANS, HEATHER WILLIS AND RYAN WILLIS	100482/2011	Sup. Ct, New York County	Active	N/A	Written discovery exchanged; plaintiff deposed
						Motion to Compel pending
CALIFORNIA STATE COURT ACTIONS						
#	CASE NAME	INDEX NO.	COURT	STATUS	TRANSFERRED TO MDL	DISCOVERY TAKEN
1	DESIREE INIGUEZ, et al.	Unknown	Cal. Sup. Ct.	Active	N/A	None
						PENDING MOTIONS
						None
MISSISSIPPI STATE COURT ACTIONS						
1	CHASITY DANIELS	Unknown	Miss. Cir. Ct.	Active	N/A	None
						None

FAX

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Date: Friday, May 10, 2013
To: Honorable Cathy Seibel, USDJ
Fax: 914-390-4278
Sender: Staci Palmer Barra for Carmen S. Scott, Esq.
Client No.: 524057

The original ☐ will be ☐ mailed ☐ emailed to you.
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